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Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

Cynthia L. Czuchaj, a California
resident; Angelique Mundy, a
Pennsylvania resident; Barbara
McConnell, a Michigan resident; and
Patricia Carter, a New York resident,
individually and on behalf of themselves
and all others similarly situated,

Plaintiffs,

vs.

Conair Corporation, a Delaware
corporation; and DOES 1 through 10,
inclusive,

Defendants.

CASE NO. 13CV01901 BEN (RBB)

CLASS ACTION

**JOINT MOTION FOR
AMENDMENT TO ORDER
GRANTING FINAL APPROVAL OF
CLASS ACTION SETTLEMENT
AND ENTERING JUDGMENT
THEREON; DECLARATION OF
KATHERINE J. ODENBREIT;
[PROPOSED] ORDER**

**TO THE HONORABLE COURT, ALL PARTIES AND THEIR
ATTORNEYS OF RECORD:**

Plaintiffs Cynthia Czuchaj, Angelique Mundy, Barbara McConnell and Patricia Carter, on behalf of themselves and others similarly situated (“Plaintiffs”) and Defendant Conair Corporation (“Conair”), by and through their counsel of record, enter into the following stipulation and jointly request the Court approve an amendment to the Order Granting Final Approval of Class Action Settlement and Entering Judgment Thereon:

WHEREAS, on March 31, 2017 the Court entered an Order Granting Final Approval of Class Action Settlement and Entering Judgment Thereon (“Order”), Docket No. 362.

WHEREAS, the Order in Paragraph 19 approves the application of Class Counsel for attorneys’ fees.

WHEREAS, co-Class Counsel, Katherine J. Odenbreit, desires to receive her firm’s portion of the awarded attorney’s fees in periodic payments and/or lump sum payments on a deferred basis, such as through an annuity.

WHEREAS, co-Class Counsel and Defendants do not oppose this request.

WHEREAS, in order to effectuate this request, the Settlement Administrator, Kurtzman Carson Consultants (“KCC”) has directed counsel to request Court approval of the proposed amendment.

WHEREAS, the parties agree and jointly request that Paragraph 19 of the Order be amended and supplemented as follows:

“Class counsel may elect to have all or part of his/their attorneys fee award paid in periodic payments through a structured settlement arrangement entered into prior to the payment of such fees to class counsel. Notwithstanding any term in the Settlement Agreement to the contrary, any fees awarded to class counsel to be

1 so structured shall be paid by the settlement administrator to an assignment
 2 company(ies) pursuant to assignment and release agreements reasonably
 3 acceptable to the settlement administrator (“Assignment Agreements”). Class
 4 counsel has no present right to payment of any structured fees that are the subject
 5 of Assignment Agreements. Prior to the payment by the settlement administrator
 6 under any Assignment Agreements, class counsel shall indemnify and hold
 7 harmless the settlement administrator administering the Settlement Fund. The
 8 Court authorizes the settlement administrator to execute documents and take such
 9 actions as may be necessary to effectuate the assignment and payment of fees
 10 under any Assignment Agreement.”

11 THEREFORE, IT IS HEREBY STIPULATED AND JOINTLY
 12 REQUESTED, subject to the approval of this Court, that:

13 The Court approve the Amendment to the Order as set forth in the Proposed
 14 Order submitted herewith.

15 DATED: May 2, 2017

17 By: /s/ Katherine J. Odenbreit
 18 KATHERINE J. ODENBREIT
 19 ODENBREIT LAW, APC
 Attorneys for Plaintiff, CYNTHIA L. CZUCHAJ, et al.

20 DATED: May 2, 2017 By: /s/ Jeff Geraci
 21 JEFF GERACI
 22 COHELAN, KHOURY & SINGER
 Attorneys for Plaintiffs, CYNTHIA L. CZUCHAJ, et al

23 DATED: May 2, 2017 By: /s/ Jerusalem Beligan
 24 JERUSALEM BELIGAN
 25 BISNAR | CHASE LLP
 Attorneys for Plaintiffs, CYNTHIA L. CZUCHAJ, et al

26 DATED: May 2, 2017

27 By: /s/ Ryan D. Saba
 28 RYAN D. SABA
 ROSEN SABA LLP
 Attorneys for Defendant CONAIR CORPORATION

ECF Certification

The filing attorney attests that she has obtained concurrence regarding the filing of this document from all of the signatories to this document.

Date: May 2, 2017

s/ Katherine J. Odenbreit
Katherine J. Odenbreit (SBN 184619)
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